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OFFICE OF PETITIONS

In re Application of Morrison	:	
Application No. 10/631,901	:	Decision on Petition
Filing Date: July 31, 2003	:	
Attorney Docket No. 34887US1	:	
For: Coating for a Chainsaw Chain	:	

This is a decision on the petition under 37 CFR 1.137(b) filed January 9, 2006, to revive the above-identified application. The petition is also being treated under 37 CFR 1.181 (no fee) as a petition to withdraw the holding of abandonment.

The petition under 37 CFR 1.137(b) is **dismissed as moot**.

The petition under 37 CFR 1.181 is **granted**.

The above-identified application became abandoned for failure to reply in a timely manner to the non-final Office action mailed July 20, 2005, which set a shortened statutory period for reply of one (1) month or thirty (30) days (whichever is later). No extensions of time under the provisions of 37 CFR 1.136(a) were obtained. Accordingly, the above-identified application became abandoned on August 21, 2005.

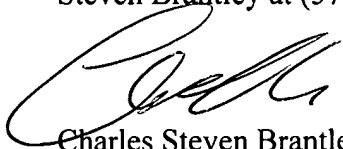
Petitioner contends the Office action was never received. Petitioner correctly notes the Office failed to send the Office action to the proper address. The Office notes the Office action was returned undelivered.

The Notice of Abandonment is hereby vacated and the holding of abandonment withdrawn.

Since the petition has been granted under 37 CFR 1.181, petitioner's request to have the petition considered under 37 CFR 1.137(b) is dismissed as moot. No petition fee is required for a petition to withdraw holding of abandonment under 37 CFR 1.181. Therefore, the petition fee of \$1,500 will be credited to petitioner's deposit account.

Technology Center Art Unit 3724 will be informed the application has been revived and the examiner will further consider the merits of the application in due course.

Telephone inquiries regarding this communication should be directed to Petitions Attorney Steven Brantley at (571) 272-3203.

A handwritten signature in black ink, appearing to read 'C. Brantley', is positioned above the printed name.

Charles Steven Brantley
Senior Petitions Attorney
Office of Petitions